

RECEIVED
CENTRAL FAX CENTER

FEB 15 2005

FAX TRANSMISSION

DATE: February 15, 2005

PTO IDENTIFIER: Application Number 09/844,517
Patent Number

Inventor: Erich Hoffmann

MESSAGE TO: US Patent and Trademark Office/Examiner Myron G. Gill

FAX NUMBER: (703) 872-9306

FROM: DARBY & DARBY P.C.

Irina E. Vainberg, Ph.D.

PHONE: (212) 527-7634

Attorney Dkt. #: 02427/100G772-US1

PAGES (Including Cover Sheet): 9

CONTENTS: Amendment under 37 C.F.R. 1.312 (7 pages)
Certificate of Transmission (1 page)

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (212) 527-7634 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

DARBY & DARBY P.C.
P.O. Box 5257, New York, New York 10150-5257
Telephone: (212) 527-7700 Facsimile: (212) 527-7701

PTO/SB/94 (08-04)

Approved for use through 07/31/2008. OMB 06-31-0031

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Application No. (if known): 09/844,517

Attorney Docket No.: 02427/100G772-US1

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on February 15, 2005
Date


SignatureBetsy A. Rosado

Typed or printed name of person signing Certificate

Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Amendment under 37 C.F.R. 1.312 (7 pages)

FEB 15 2005

PLEASE CHARGE ANY DEFICIENCY UP TO \$30.00 OR
CREDIT ANY EXCESS IN THE FEES DUE WITH THIS
DOCUMENT TO OUR DEPOSIT ACCOUNT NO. 04-0100

Customer No.: 29311

Docket No.: 02427/100G772-US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Erich HOFFMANN

Serial No.: 09/844,517

Group Art Unit: 1648

Confirmation No.: 9063

Examiner: Myron G. Hill

Filed: April 27, 2001

For: DNA TRANSFECTION SYSTEM FOR THE GENERATION OF
INFECTIOUS INFLUENZA VIRUSAMENDMENT UNDER 37 C.F.R. §1.312

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Please amend the above-identified application as follows without withdrawing it from allowance. Amendments to the claims¹ are reflected in the listing of claims which begins on page 2 of this paper. Remarks begin on page 6 of this paper. No fee is believed to be due with this amendment. However, should any fee be due, the Commissioner is authorized to charge the fee to our Deposit Account No. 04-0100.

¹ As amended and renumbered in the Examiner's Amendment which accompanied the Notice of Allowability dated December 29, 2004.